

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**February 22, 2000**

**DIVISION ONE**

B133731     Sands et al.  
                 v.  
                 Charlston Revich & Williams et al.  
B135696     Sands et al.  
                 v.  
                 Charlston Revich & Williams et al.

Filed order consolidating above captioned appeals.

B130669     Babcock et al.  
                 v.  
                 Maikisch et al.  
B133176     Babcock et al.  
                 v.  
                 Maikisch et al.

Filed order consolidating above captioned appeals.

DIVISION TWO

B127737 People (Not for Publication)  
v.  
Wilson

The judgment is modified to provide that the sentence imposed on count 3 is stayed pending service of the sentence imposed on count 2, with the stay to become permanent upon service of that term, and to provide that the fine imposed under Penal Code section 1202.45 is in the amount of \$2,000 and is suspended unless appellant's parole is revoked. As modified, the judgment is affirmed. The superior court is directed to prepare an amended abstract of judgment reflecting these modifications and to forward a certified copy of the amended abstract of judgment to the Department of Corrections.

Nott, J.

We concur:   Boren, P.J.  
                  Mallano, J. (Assigned)

## DIVISION THREE

Court convened at 9:30 A.M.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J., Schneider, J. (Assigned) and Valorie Gray, Deputy Clerk.

Each of the following:

B128564 Providian National Bank v. Kohanin  
B130741 People v. Machado  
B125994 People v. Jackson  
B129377 People v. Espinoza  
B127027 People v. Byers  
B128894 People v. Carr  
B131783 People v. Jones  
B131212 People v. Taylor  
B131933 People v. Johnell S.  
B105857 People v. Vargas

DIVISION THREE (Continued)

Each of the following (cont.):

B126998 People v. Lafata  
B128766 People v. Donnell  
B129369 People v. Steven H.  
B129889 People v. Chetu D.  
B128288 People v. Hauschild  
B130108 People v. Centeno  
B130312 People v. Hernandez  
B131593 People v. Pedro A.  
B130935 People v. Edwin K.  
B121716 People v. Colbert

Argument waived, cause submitted.

B130017     Viner  
              v.  
              Dove Entertainment, Inc.

Merits:

Argued by Michael L. Glickfeld for appellant and by Steven J. Rosenwasser  
for respondent. Cause submitted.

B121966     Hospital Learning Centers  
              v.  
              Century Properties, Inc.

Merits:

Argued by David J. Ozeran for appellant and by Maria Grover for  
respondent. Cause submitted.

DIVISION THREE (Continued)

B137202     Jeffrey C.  
                 v.  
                 S.C.L.A.  
                 Dept. of Children & Family Services

Merits:

Argued by Tyna Thall Orren for petitioner and by David Beaudet, deputy county counsel, for real party in interest. Cause submitted.

B130078     Foster  
                 v.  
                 State of California et al.

Merits:

Argued by Jonathan E. Rich for appellant and by Deanna L. Ballesteros for appellants. Cause submitted.

B127238     People  
                 v.  
                 Santana

Merits:

Argued by Donald H. Steier for appellant and by April L. Rylaarsdam for respondent. Cause submitted.

B120537     Chateau Chamberay Homeowners Association  
                 v.  
                 Koss

Merits:

Argued by George Baltaxe for appellant and by Robert D. Hillshafer and by Wendy Albers for respondents. Cause submitted.

DIVISION THREE (Continued)

B113905     Hassoldt  
                 v.  
                 Patrick Media Group, Inc.

Merits:  
Argued by Gerald M. Serlin for appellant and by Harold J. Light for respondents. Cause submitted.

B127096     People  
                 v.  
                 McGee

Merits:  
Argued by William Balin for appellant and by Rama R. Maline, deputy attorney general, for respondent. Cause submitted.

Court recessed at 12:50 P.M.

Court reconvened at 2:00 P.M.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J., Schneider, J. (Assigned) and Valorie Gray, Deputy Clerk.

B127095     County of Los Angeles  
                 v.  
                 Strachman

Merits:  
Argued by Nancy Kathleen Ruffolo for respondent. Argument waived by the appellant. Cause submitted.

DIVISION THREE (Continued)

B128315      Guy  
                 v.  
                 Oakwood Schools et al.

Merits:  
Argued by John L. Moriarity for appellant and by Phillip E. Smith for  
respondent. Cause submitted.

B125741      Cornette et al.  
                 v.  
                 Nissan Motor Corp., et al.

Merits:  
Argued by Roland Wrinkle for appellants and by Jill Siciliano for  
respondent. Cause submitted.

Court adjourned at 3:20 P.M.

DIVISION FIVE

B122954      Druckers', Inc. et al.                      (Not for Publication)  
                 v.  
                 Pioneer Electronics (USA), INC. et al.

The judgment is affirmed. Defendants, Pioneer Electronics and Eric Mann  
are to recover their costs on appeal from plaintiffs, Druckers, Inc. and  
Bruce Cohen.

Turner, P.J.

We concur:    Grignon, J.  
                         Armstrong, J.

DIVISION FIVE (Continued)

B136022      Los Angeles County, D.C.F.S.      (Not for Publication)  
                 v.  
                 Jacqueline K.  
                 In re Alice B.

The April 13, 1999, Welfare and Institutions Code section 366.26 parental termination rights order is reversed. The remittitur is to issue forthwith. Upon issuance of the remittitur, proper notice is to be given to the mother pursuant to Welfare and Institutions Code section of 366.23, subdivision (a) and Welfare and Institutions Code section 366.26 parental termination rights hearing conducted.

Turner, P.J.

We concur:    Grignon, J.  
                 Weisman, J. (Assigned)

B127518      Kenneth J. Schmier  
                 v.  
                 Daivd D. Jennings

Filed order denying petition for rehearing.

B125337      People  
                 v.  
                 Claude Ross

Filed order denying petition for rehearing.

DIVISION SIX

B131576 People (Not for Publication)  
v.  
McNeil

We modify the judgment to reflect the imposition and suspension of a parole revocation fine in the minimum amount of \$200 and the imposition of two one-year prior prison enhancements which are stayed. The abstract of judgment shall be modified accordingly. In all other respects, the judgment is affirmed.

Gilbert, P.J.

We concur: Coffee, J.  
Perren, J.

B130531 People (Not for Publication)  
v.  
Salguero

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.  
Coffee, J.

B128849 People (Not for Publication)  
v.  
Scott

We strike the enhancement of section 12022.6, subdivision (a)(1), but otherwise affirm the judgment.

Gilbert, P.J.

We concur: Yegan, J.  
Perren, J.



## DIVISION SIX (Continued)

B131017 People v. Clark (Not for Publication)

The judgment is modified to reflect a \$10,000 parole revocation fine pursuant to section 1202.45. The clerk of the superior court is ordered to prepare an amended abstract of judgment reflecting the fine and to forward it to the Department of Corrections. In all other respects, the judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.  
Perren, J.

## DIVISION SEVEN

B133694 People (Not for Publication)  
v.  
Daniel G.

The court's order is set aside only insofar as the court failed to make the finding required by *In re Manzy W.* supra, 14 Cal.4th 1199. Upon remand, the court shall exercise its discretion to make a finding as to whether the minor's offenses constitute felonies or misdemeanors and recalculate the maximum theoretical period of confinement, if necessary. In all other respects, the order under review is affirmed.

Johnson, Acting P.J.

We concur: Woods, J.  
Neal, J.

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## DIVISION SEVEN (Continued)

B131018      People                      (Not for Publication)  
v.  
Williams

The judgment is affirmed.

Johnson, Acting P.J.

We concur: Woods, J.  
Neal, J.

[illegible]

The judgment is affirmed.

Johnson, Acting P.J.

We concur: Woods, J.  
Neal, J.

B132701 People (Not for Publication)  
v.  
Curry

The judgment is affirmed.

Johnson, J.

We concur: Lillie, P.J.  
Woods, J.

DIVISION SEVEN (Continued)

B118678 People (Not for Publication)  
v.  
Lopez

The 12 convictions for intimidating a witness, counts 27, 30, 42, 45, 48, 51, 54, 83, 84, 85, 86 and 87 are reversed and the cause is remanded for resentencing in accordance with the views expressed herein. In all other respects, the judgment is affirmed.

Lillie, P.J.

We concur:   Johnson, J.  
                      Woods, J.